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Attorney Docket No: ENTL-005/01US

PATENT

Express Mail Label Number: EL514040618US  
Date of Deposit: April 29, 2002

APR 29 2002  
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, DC 20231.

Date:

29 April 2002

By:

Vladimir Skliba

Vladimir Skliba

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Paul BRAZHNIK et al.

Serial No.: 10/040,373

Examiner: Unassigned

Confirmation No.: 5269

Art Unit: 2671

Filed: January 9, 2002

For: METHOD AND APPARATUS FOR COMPUTER MODELING DIABETES

### Box Missing Parts

Commissioner for Patents  
Washington, D.C. 20231

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 C.F.R. § 1.53(e) or (f) mailed February 8, 2002, enclosed are:

- copy of the Notice to File Missing Parts of Application
- 3 sets of executed Declaration (3 pages each set)
- Power by Assignee and Statement under 37 CFR §3.73(b) and copy of Assignments
- Petition for a one-month Extension of Time
- A copy of the Official Filing Receipt marked in red to show corrections that are requested. Applicant requests that the Official Filing Receipt be corrected to indicate the appropriate priority to U.S. Provisional Patent Application Serial No. 60/287,702, filed May 2, 2001, entitled "Method and Apparatus for Computer Modeling Type 2 Diabetes." Hence, please make the following corrections in the Official Filing Receipt:

Please enter the following under Domestic Priority data as claimed by applicant

**THIS APPLICATION CLAIMS BENEFIT OF 60/287,702 05/02/2001**

Issuance of a corrected filing receipt is respectfully requested.

and the payment of the following fee(s):

Filing fee of \$1,472.00  
 Surcharge fee for Late Filing of Declaration of \$130.00  
 Petition for a one-month Extension of Time fee of \$110.00

Total Fee due: \$ 1,712.00.

Check No. 16720 in the amount of \$ 1,712.00 for the total fee is attached.

Please charge \$\_\_ to Deposit Account No. 03-3117 for the total fee. This paper is being submitted in duplicate.

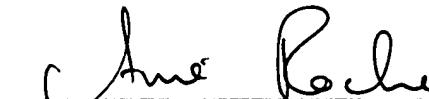
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: April 29, 2002

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AKR\hh

By:

Respectfully submitted,  
**COOLEY GODWARD LLP**

  
\_\_\_\_\_  
Anie K. Roche, Ph.D.  
Reg. No. 50,512



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/040,373	01/09/2002	2671	0.00	ENTL005/01US	12	28	10

022903  
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ATTN: PATENT GROUP  
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RESTON, VA 20190-5061

**FILING RECEIPT**



\*OC000000007449619\*

**COPY**

Date Mailed: 02/08/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Paul Brazhnik, Blacksburg, VA;  
Kevin Hall, Edmonton, CANADA;  
Dave Polidori, Palo Alto, CA;  
Scott Siler, Hayward, CA;  
Jeff Trimmer, Burlingame, CA;

**Domestic Priority data as claimed by applicant**

**THIS APPLICATION CLAIMS BENEFIT OF 60/287,702 05/02/2001**  
Foreign Applications

If Required, Foreign Filing License Granted 02/08/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

**Title**

Method and apparatus for computer modeling diabetes

**Preliminary Class**

**RECEIVED**  
FEB 13 2002  
**COOLEY GODWARD LLP**



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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/040,373	01/09/2002	Paul Brazhnik	ENTL005/01US

CONFIRMATION NO. 5269

022903  
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ONE FREEDOM SQUARE- RESTON TOWN CENTER  
RESTON, VA 20190-5061

FORMALITIES LETTER



\*OC00000007449620\*

Date Mailed: 02/08/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$732.
  - \$144 for 8 total claims over 20.
  - \$588 for 7 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1602.**

05/03/2002 NMDHAMM1 00000066 10040373

02 FC:101	740.00 0P
03 FC:103	144.00 0P
04 FC:102	588.00 0P
05 FC:105	130.00 0P

*A copy of this notice **MUST** be returned with the reply.*

Haimanot Tegbamu

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE